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RCE/2800 \$5

PATENT

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

September 4, 2003

Date

Ayesha S. Wilks

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Michael Nuttall and  
Garry Anthony Mercaldi

Attorney Docket No. : 500803.02

Serial No. : 10/075,640

Group Art Unit : 2818

Filed : February 13, 2002

Examiner : David Vu

Title : METHOD FOR ENHANCING VERTICAL GROWTH DURING THE SELECTIVE  
FORMATION OF SILICON, AND STRUCTURES FORMED USING SAME

**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**UNDER 37 C.F.R. § 1.114**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants request continued examination, under 37 C.F.R. § 1.114, of the above-identified application.

**1. Submission Required Under 37 C.F.R. § 1.114**a. ☐ Submission previously submitted

- i. ☐ Consider the amendment/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_.
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
- iii. ☐ Consider the Information Disclosure Statement (IDS) previously filed on \_\_\_\_\_.

09/09/2003 JADD01 00000065 10075640

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Page 1 of 2

- b. ☒ Submission enclosed
- i. ☒ Amendment/Reply under 37 C.F.R. § 1.116
  - ii. ☐ Affidavit(s)/Declaration(s)
  - iii. ☒ Information Disclosure Statement (IDS)

**2. Suspension of Action** (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required)

- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_ months.

**3. Accompanying Papers**

- ☒ Postcard  
☒ Check  
☒ Fee Transmittal Sheet  
☐ Petition

**4. Deposit Account**

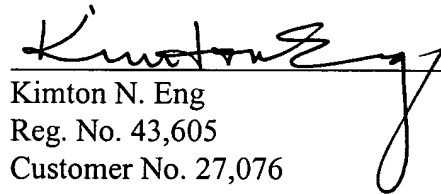
- ☒ The Commissioner is authorized to charge any additional fees required in the above-identified patent application to Deposit Account No. 50-1266.

Respectfully submitted,

Date:

September 4, 2003

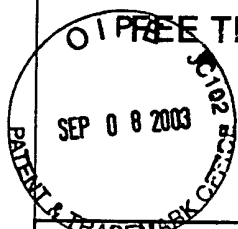
By:



Kimton N. Eng  
Reg. No. 43,605  
Customer No. 27,076  
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1420 Fifth Avenue, Suite 3400  
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(206) 903-8800  
Attorney for Applicants

KNE:asw

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**FREE TRANSMITTAL SHEET  
(FOR FY 2003)**

**Complete if Known**

Application No.	10/075,640
Filing Date	February 13, 2003
First Named Inventor	Michael Nuttall
Group Art Unit	2818
Examiner	David Vu
Atty. Docket Number	500803.02

**METHOD OF PAYMENT (Check One)**

1. ☒ The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. §§ 1.16 and 1.17 and 1.136(a)(3) and credit any over payments to Deposit Account No.: 50-1266; Deposit Account Name: DORSEY & WHITNEY LLP

2. ☒ Check Enclosed

**FEE CALCULATION**

**1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	750	201	375	<input type="checkbox"/> Utility Filing Fee	
106	330	206	165	<input type="checkbox"/> Design Filing Fee	
108	750	208	375	<input type="checkbox"/> Reissue Filing Fee	
114	160	214	80	<input type="checkbox"/> Provisional Filing Fee	

**Subtotal (1) \$0**

**2. EXTRA CLAIM FEES**

Current Claims	Prior	Extra	Fee	Fee Paid
Total 18	-	22	= 0 x \$	= \$0
Ind. 2	-	3	= 0 x \$	= \$0
Multiple Dependent Claims				x \$ = \$

**Subtotal (2) \$0**

Large Entity		Small Entity		Fee Description	
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent Claim	
109	84	209	42	Reissue independent claims over original patent	
110	18	210	9	Reissue claims in excess of 20 and over original patent	

**FEE CALCULATION (Continued)**

**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - Late filing fee or oath	\$
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	\$
139	130	139	130	Non-English specification	\$
147	2,520	147	2,520	For Filing a Request for Reexamination	\$
195	300	196	300	Publication (early or Republication)	\$
115	110	215	55	Extension for reply within first month	\$
116	410	216	205	Extension for reply within 2 <sup>nd</sup> month	\$
117	930	217	465	Extension for reply within 3 <sup>rd</sup> month	\$
118	1,450	218	725	Extension for reply within 4 <sup>th</sup> month	\$
128	1,970	280	985	Extension for reply within 5 <sup>th</sup> month	\$
120	320	220	160	Filing a brief in support of an appeal	\$
121	280	270	140	Request for oral hearing	\$
148	110	248	55	Terminal Disclaimer Fee	\$
140	110	240	55	Petition to revive - unavoidable	\$
141	1,300	241	650	Petition to revive - unintentional	\$
142	1,300	242	650	Utility/Reissue issue fee (+ advance copies)	\$
143	470	243	235	Design issue fee (+ advance copies)	\$
122	130	122	130	Petitions to the Commissioner	\$
123	50	123	50	Petitions related to provisional applications	\$
126	180	126	180	Submission of IDS	\$
581	40	81	40	Recording each patent assignment per property (times number of properties)	\$
179	750	279	375	Request for Continued Examination (RCE)	\$750

Other fee (specify)

**Subtotal (3) \$750**

**Total Amount of Payment: \$750**

Submitted by:

Name: Kimton N. Eng Reg. No.: 43,605 Telephone: (206) 903-8800

Signature: Kimton N. Eng Date: September 4, 2003



**RESPONSE UNDER 37 C.F.R. § 1.116  
EXPEDITED PROCEDURE - EXAMINING GROUP 2800**

PATENT

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September 4, 2003  
Date

Ayesha S. Wilks  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/075,640

Confirmation No. : 9841

Applicants : Michael Nuttall and  
Garry Anthony Mercaldi

Attorney Docket No.: 500803.02

Filed : February 13, 2002

Customer No. : 27,076

Art Unit : 2818

Examiner : David Vu

Title : METHOD FOR ENHANCING VERTICAL GROWTH DURING THE SELECTIVE  
FORMATION OF SILICON, AND STRUCTURES FORMED USING SAME

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE UNDER 37 C.F.R. § 1.116**

Sir:

Please amend the above-captioned patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 5 of this paper.